

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 8/17/2021
--

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X
WA PING KWAN, derivatively on behalf of :
ARRAY TECHNOLOGIES, INC. f/k/a ATI :
INTERMEDIATE HOLDINGS, LLC, :

Plaintiff, :

- against - :

JIM FUSARO, NIPUL PATEL, TROY ALSTEAD, :
ORLANDO D. ASHFORD, FRANK CANNOVA, RON :
P. CORIO, BRAD FORTH, PETER JONNA, JASON :
LEE, ATI INVESTMENT PARENT, LLC, OAKTREE :
ATI INVESTORS, L.P., OAKTREE POWER :
OPPORTUNITIES FUND IV, L.P., OAKTREE :
POWER OPPORTUNITIES FUND IV (PARALLEL), :
L.P., OAKTREE CAPITAL GROUP HOLDINGS, :
L.P., OAKTREE CAPITAL MANAGEMENT, L.P., :

Defendants, :

- against - :

ARRAY TECHNOLOGIES, INC., :

Nominal Defendant. :

-----X
KYU HO HAN, derivatively on behalf of :
ARRAY TECHNOLOGIES, INC. f/k/a ATI :
INTERMEDIATE HOLDINGS, LLC, :

Plaintiff, :

- against - :

JIM FUSARO, NIPUL PATEL, TROY ALSTEAD, :
ORLANDO D. ASHFORD, FRANK CANNOVA, RON :
P. CORIO, BRAD FORTH, PETER JONNA, JASON :
LEE, ATI INVESTMENT PARENT, LLC, OAKTREE :
ATI INVESTORS, L.P., OAKTREE POWER :
OPPORTUNITIES FUND IV, L.P., OAKTREE :
POWER OPPORTUNITIES FUND IV (PARALLEL), :
L.P., OAKTREE CAPITAL GROUP HOLDINGS, :
L.P., OAKTREE CAPITAL MANAGEMENT, L.P., :

Defendants. :

-----X
VICTOR MARRERO, United States District Judge.

21 Civ. 6127

21 Civ. 6509

ORDER

Upon review of the complaints and other papers filed with the Court in connection with the two cases captioned above, the Court notes that in all material respects the papers describe substantially similar underlying events arising out of the same or similar operative facts, and that the parties are substantially the same parties. Accordingly, it is hereby

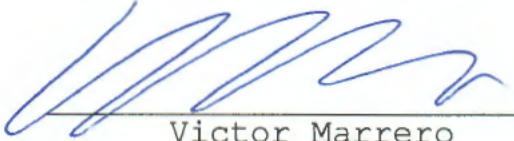
ORDERED that the Clerk of Court is directed to consolidate these actions for all pretrial purposes; and it is further

ORDERED that all filings in connection with the consolidated action be docketed against the lower numbered case, 21 Civ. 6127; and it is further

ORDERED that the Clerk of Court close the referenced higher numbered case, 21 Civ. 6509, as a separate action and remove it from the Court's docket.

SO ORDERED:

Dated: New York, New York
17 August 2021



Victor Marrero
U.S.D.J.